

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

**In re: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION**

Case No. 07-5944 SC

MDL No. 1917

This Document Relates to:

ALL INDIRECT-PURCHASER ACTIONS

*Electrograph Sys., Inc., et al. v. Hitachi,
Ltd., et al.*, No. 11-cv-01656;

*Electrograph Sys., Inc., et al. v. Technicolor
SA, et al.*, No. 13-cv-05724;

Siegel v. Hitachi, Ltd., et al., No. 11-cv-
05502;

Siegel v. Technicolor SA, et al., No. 13-cv-
05261;

*Best Buy Co., Inc., et al. v. Hitachi, Ltd., et
al.*, No. 11-cv-05513;

*Best Buy Co., Inc., et al. v. Technicolor SA,
et al.*, No. 13-cv-05264;

*Target Corp. v. Chunghwa Picture Tubes,
Ltd., et al.*, No. 11-cv-05514;

Target Corp. v. Technicolor SA, et al., No.
13-cv-05686;

*Sears, Roebuck & Co., et al. v. Chunghwa
Picture Tubes, Ltd., et al.*, No. 11-cv-05514;

*Sears, Roebuck & Co., et al. v. Technicolor
SA, et al.*, No. 13-cv-05262;

*Interbond Corp. of Am. v. Hitachi, Ltd., et
al.*, No. 11-cv-06275;

*Interbond Corp. of Am. v. Technicolor SA,
et al.*, No. 13-cv-05727;

Office Depot, Inc. v. Hitachi, Ltd., et al.,
No. 11-cv-06276;

Office Depot, Inc. v. Technicolor SA, et al.,
No. 13-cv-05726;

**[PROPOSED] ORDER GRANTING
DEFENDANTS' DISPOSITIVE MOTION
DIRECTED AT PLAINTIFFS' INCLUSION
OF NON-ACTIONABLE CLAIMS BASED ON
FOREIGN SALES**

CompuCom Systems, Inc. v. Hitachi, Ltd., et al., No. 11-cv-06396;

Costco Wholesale Corp. v. Hitachi, Ltd., et al., No. 11-cv-06397;

Costco Wholesale Corp. v. Technicolor SA, et al., No. 13-cv-05723;

P.C. Richard & Son Long Island Corp., et al. v. Hitachi, Ltd., et al., No. 12-cv-02648;

P.C. Richard & Son Long Island Corp., et al. v. Technicolor SA, et al., No. 13-cv-05725;

Schultze Agency Servs., LLC v. Hitachi, Ltd., et al., No. 12-cv-02649;

Schultze Agency Servs., LLC v. Technicolor SA, et al., No. 13-cv-05668;

Tech Data Corp., et al. v. Hitachi, Ltd., et al., No. 13-cv-00157;

Viewsonic Corp. v. Chunghwa Picture Tubes, Ltd., et al., No. 14-cv-02510;

Dell Inc., et al. v. Hitachi Ltd. et al., No. 13-cv-02171.

Upon consideration of Defendants' Joint Motion for Summary Judgment, all papers filed in support of and in opposition to said motion and the arguments of counsel, IT IS HEREBY ORDERED:

Pursuant to Federal Rule of Civil Procedure 56(a), Defendants' Joint Motion for Summary Judgment Based Upon Plaintiffs' Failure to Distinguish Between Actionable and Non-Actionable Damages Under the Foreign Antitrust Improvement Act, 15 U.S.C. § 6a, is GRANTED in its entirety, and all damages claims against Defendants in the above captioned actions are DISMISSED with prejudice.

IT IS SO ORDERED

Dated: _____

Hon. Samuel Conti
United States District Judge